

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Examiner: David A. Lambertson

N. Annibali

Serial No.: 09/955,259

Art Unit: 1636

Filed: September 12, 2001

Confirmation No.: 1187

Title: *Expression of a Human Insulin Precursor in P. Pastoris*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450


**STATEMENT ASSURING RELEASE OF DEPOSIT**

Applicants hereby submit that the patent deposit identifiable by designation number PTA-2260 in the American Type Culture Collection (ATCC) of Manassas, Virginia 20110-2209 USA; will be irrevocably and without restriction released to the public upon the issuance of a patent. A copy of the ATCC International Form Receipt for Patent Deposit Designation PTA-2260 that was signed on August 10, 2000, by Barbara E. Coupe, Administrator, Patent Depository, is attached.

Date: May 3, 2005

**Squire, Sanders & Dempsey L.L.P.**  
One Maritime Plaza, Suite 300  
San Francisco, CA 94111  
Telephone (415) 954-0200  
Facsimile (415) 391-2493

Respectfully submitted,

  
Cameron K. Kerrigan  
Attorney for Applicants  
Reg. No. 44,826

# ATCC

10801 University Blvd • Manassas, VA 20110-2209 • Telephone: 703-365-2700 • FAX: 703-365-2745

## BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

### INTERNATIONAL FORM

#### RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

Laboratorios Beta S.A.  
Attn: Nestor Arnibali  
Vuelta De Obligado 2490  
Capital Federal 1478  
Argentina

Deposited on Behalf of: Laboratorios Beta S.A.

Identification Reference by Depositor:

Patent Deposit Designation

*Pichia pastoris* B1, 3.3

PTA-2260

The deposit was accompanied by: ☐ a scientific description ☒ a proposed taxonomic description indicated above.

The deposit was received July 25, 2000 by this International Depository Authority and has been accepted.

AT YOUR REQUEST: ☒ We will inform you of requests for the strain for 30 years.

The strain will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strain, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strain.

If the culture should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace it with living culture of the same.

The strain will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the culture cited above was tested August 7, 2000. On that date, the culture was viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:

  
Barbara E. Coupé, Administrator, Patent Depository

Date: August 10, 2000

cc: Sergio Lucero